

**From:** ebo@smtp.asu.edu@inetgw  
**To:** Microsoft ATR  
**Date:** 1/25/02 5:13am  
**Subject:** Proposed Microsoft Settlement

After reading Dan Kegel's analysis of the proposed Microsoft Settlement <<http://www.kegel.com/remedy/remedy2.html>> I must concur. Not only have they made a habit of misrepresenting their products to gain early market share, it is reasonably well documented as Kegel mentions that:

"The Court of Appeals affirmed that Microsoft has a monopoly on Intel-compatible PC operating systems, and that the company's market position is protected by a substantial barrier to entry (p. 15). Furthermore, the Court of Appeals affirmed that Microsoft is liable under Sherman Act ? 2 for illegally maintaining its monopoly by imposing licensing restrictions on OEMs, IAPs (Internet Access Providers), ISVs (Independent Software Vendors), and Apple Computer, by requiring ISVs to switch to Microsoft's JVM (Java Virtual Machine), by deceiving Java developers, and by forcing Intel to drop support for cross-platform Java tools. "

The situation has not changed nor is likely to under the XP licensing strategy (where users are forced to upgrade their software on Microsoft's schedule and the program is made inaccessible until you do so and pay the fees).

I feel that Microsoft will continue bullying the competition until someone with some serious teeth puts them back in their place. In this country, the DOJ is one of the few organizations that have the wherewithal to opening back up the licensing restrictions on OEMs, IAPs, ISVs, etc. Please push for an appropriate level of injunctions/sanction against Microsoft to force them to stop doing "business as usual".

Sincerely,

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